

CITY OF MILFORD
REGULAR MEETING
JUNE 4, 2002
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Community Room in said City on the 4th day of June 2002 at 7:30 P.M. Present were: Mayor J. Elaine Plessel; Council members Scott Burroughs, Gary Cooper, Rick Fortune, Lyle Neal; Attorney Robert Blevens; City Clerk Jeanne Hoggins. Absent: Chief of Police Forrest Siebken. Also present: Willis Heyen, Gary TeSelle, Jeff Dale and Terri Dolezal with Alltel, Justyn Peterson, F. Dale Hostetler, Aaron Nelson, Kevin Beranek and Dean Bruha.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of publication attached to these minutes. Notice of this meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

CALL TO ORDER: Mayor Plessel called the meeting to order at 7:32 pm.

MINUTES: A motion was made by Fortune and seconded by Neal to approve the minutes of the May 7, 2002 meeting. Roll call vote: Fortune yes, Neal yes, Burroughs abstain, Cooper yes. Motion carried.

PAYMENT OF BILLS & BOND INTEREST: A motion was made by Neal and seconded by Cooper that the following bills in the amount of \$126,077.78, bond interest in the amount of \$24,148.13 totaling \$150,225.91 approved by the Auditing Committee be approved for payment. Roll call vote: Neal yes, Cooper yes, Burroughs yes, Fortune yes. Motion carried.

SALARIES:

34953	Mark Frey	1069.36
34954	Forrest K. Siebken	1013.76
34955	Mavis Lynn Ferris	29.98
34956	Jeanne M. Hoggins	903.32
34957	Gary Lee TeSelle	695.26
34958	Scott Dean Fosler	910.02
34959	Robert L. Hull	1047.95
34960	Beverly J. Wehrs	388.19
34961	Edna A. Riedl	325.92

34962	David R. Dahle	740.70
34963	Louis J. Bialas	737.14
34964	Pamela J. Slama	288.50
34965	Bryce Roth	303.45
34966	Arlene F. Sieck	575.42
34967	Lucy B. Honig	243.60
34968	Marcus A. Siebken	242.90
34969	Zachary D. Eden	115.61
34970	Bryce C. Johnson	716.30
34971	Philip Winkelmann	716.30
34973	Gary W. Cooper	138.53
34974	Mark Frey	1069.36
34975	Roger L. Kness	386.34
34976	Joyce Elaine Plessel	184.70
34977	Forrest K. Siebken	1013.76
34978	Mavis Lynn Ferris	19.99
34979	Jeanne M. Hoggins	903.32
34980	Gary Lee TeSelle	809.52
34981	Scott Dean Fosler	931.36
34982	Ricky Gene Fortune	138.53
34983	Robert L. Hull	795.75
34984	Beverly J. Wehrs	349.06
34985	Edna A. Riedl	229.87
34986	David R. Dahle	840.84
34987	Louis J. Bialas	784.47
34988	Pamela J. Slama	280.43
34989	Scott C. Burroughs	138.53
34990	Bryce Roth	366.85
34991	Arlene F. Sieck	530.71
34992	Lucy B. Honig	240.54
34993	William J. Sauer	335.67
34994	Marcus A. Siebken	359.21
34995	Amanda R. Fichtner	239.77
34996	Jamie L. Opfer	568.27
34997	Sheri J. Condreay	222.71
34998	Emerson L. Neal	138.53
34999	Dustin R. Lindgren	229.67
35000	Melissa McCall	244.98
35001	Jessie J. Danekas	232.88
35002	Zachary D. Eden	94.47
35003	Bryce C. Johnson	700.02

35004	Philip Winkelmann	700.02
35005	Kendra M. Hoggins	159.02
35006	Patricia A. Whitney	405.65

GENERAL FUND:

34901	U.S. Postmaster – Utility Billing Postage	121.16
34902	AFLAC – Disability, Accident, Cancer Supplement	152.90
34903	Alltel – Service, Pay Phone, Mobile, Pager for April	152.16
34904	Alltel – Long Distance for April	1.51
34905	Jan Bell – Uniform Sewing	79.00
34906	Buman’s Mechanical – Cylinder, Drum, Mower	15464.26
34907	Butchs Welding & Repair – Pipe, Svc Call, Labor	83.69
34908	Central Public Safety – Vest Carrier	54.95
34909	City of Milford – Petty cash for Pool	20.00
34910	Clint’s Service Shop – Sharpen 13 Saw Chains	51.95
34911	Culligan Water Conditioning – Soft Water, Salt	40.00
34912	Dorchester Coop – Gas/Diesel for April	692.70
34913	Deremer Radio – 2 Invoices	70.34
34914	Eakes Office Plus – Cartridges, Jrnl, Rcpt, PO Books	275.76
34915	Farm Plan – Universal, Pins	334.92
34916	Fastsigns – Numbers for Pool Depths	17.48
34917	First Source – Utility Billing Cards	583.50
34918	The Garbage Company – Garbage Service for April	87.00
34919	Great Plains-One Call – Locate Request Surcharge	30.66
34920	Kep Harding Sport Shop – Equip Bags, Bats, Masks	428.79
34921	Lauber Funeral Service – Move Headstone	195.00
34922	Sport Supply Group – Alimed Knee Savers 3	97.49
34923	Milford Plumbing – Thermo Couple, Tape, Labor,	177.05
34924	The Milford Times – Mtg, Minutes, Ord, Paper, Bid	319.60
34925	Milford Vol Fire Dept – Fire Extinguisher/Elevator	30.00
34926	NE Dept of Labor – Elevator Inspection	75.00
34927	NE Dept of Revenue – Sales Tax for April	1286.45
34928	NE Motor Parts – Blade, Saw, Lens, Mac Inj Plus	43.28
34929	NE HHS Regulation– Final Payment Light Project	29.50
34930	NE Public Power District – Service for April	4209.17
34931	NE Tech & Telecomm Inc – Service for April	471.99
34932	NE Fire Sprinkler Corp – Annual Fire Sprinkler Insp	209.00
34933	Olsson Assoc – System Anal, Proj Admin, Design	6504.66
34934	Aquila – Service for April	350.63
34935	Pizza Kitchen – April 25 Evening Meal	147.00
34936	Poolmart, Inc – Freight on Material	145.25
34937	Powerplan – Fuel Inj, Nut, Washer, Labor	1770.62

34938	Reimers Kaufman Concrete – Marble Dust	146.00
34939	Roxanne Roth – Clean City Offices, Fire Hall, Library	200.00
34940	Mrs Wayne Roth – 2 Birthday Cakes	28.00
34941	SCS Construction Inc – Final Payment Storm Sewer	4843.80
34942	Sack Lumber Co – Fastners & Anchors, Blast Sand	48.65
34943	Schlegels Groceries – Film Processing, Milk & Groc	59.67
34944	Seward Co Rural Public Power Dist – Wells 4 & 5	309.03
34945	Southeast Community College–Bookshelves Remndr	43.73
34946	Subway Motors – Repair Auto, Them, Gasket, Align	1624.34
34947	Sunrise Country Manor – 395 Meals for April	1185.00
34948	Patti Ernesti – Water Deposit Refund	2.44
34949	Diana Pueppke – Water & Sewer Deposit Refund	50.00
34950	Tim & Jill Smith – Water & Sewer Deposit Refund	50.00
34951	Michael White – Water & Sewer Deposit Refund	23.60
34952	United Healthcare of the Midlands – Group Health	5594.59
34972	Ameritas Life Insurance Corp – Retirement	1238.49
35007	void	
35008	void	
35009	Am. S-Ball Assoc – Dist Fees 10,12, 2-14, 16 & 18’s	750.00
35010	AFLAC – Disability, Accident, Cancer Supplement	152.90
35011	Action Target Inc – PT Dueling Tree	250.00
35012	Alltel – Internet, Directory Advertising, Paging/May	54.30
35013	Barco Municipal Products – Fire Hose, Safety Fence	323.81
35014	Best Western Riverside Inn – Meetings & Training	1242.00
35015	Best Way Inc – Safety Glasses	65.27
35016	Nick Bernasek – Ump 10’s & 12’s	65.00
35017	Blevens Law Office – Legal Services for May	350.00
35018	Century Labs Inc – Scrubs in Bucket	124.53
35019	City of Milford – Petty Cash	50.00
35020	Christian Book Distributors – 39 Books	516.02
35021	Colin Electric Motor – New Motor/Pump-Reservoir	2293.25
35022	Crafts ‘N Things – 1 year Subscription	19.97
35023	Doubleday Book Club – 7 Books	122.67
35024	Eakes Office Plus – Copies through Copier	148.42
35025	Ed M Feld Equip Co Inc – Bunker Gear	49620.48
35026	Follett Software Co – Ref #2454796 – Scanner Maint	160.00
35027	Heartsong Presents – 4 Books	9.97
35028	Jeanne Hoggins – Mileage to Sam’s for Supplies	15.50
35029	Ingram Library Services – 23 Books	185.44
35030	Johnson Service Co – Clean & TV Pipe	2943.60
35031	Kirkham Michael – Flood Plain Mitigation	3674.00

35032	Linweld – Oxygen	89.60
35033	Menard’s – Anchors, Brushes, Misc	92.85
35034	Midwest Tape – 28 Tapes	326.72
35035	Milford Plumbing Inc – Rod Baby Pool, Pipe, Nipple	64.94
35036	Milford School Dist #5 – Fines, Liq Lic for May	300.00
35037	Mutual of Omaha Companies – Disability	69.23
35038	NE Crime Commission – Criminal Justice Directory	7.00
35039	NE Health Laboratory – Coliform Tests	30.00
35040	NIFCO Mechanical Systems – Galv, Gaskets	66.54
35041	Olsson Associates – Water Modeling, Storage Tank	7704.64
35042	Omaha Life Insurance Co – Life Insurance	73.10
35043	Jamie Opfer – Reimburse for Supplies	28.36
35044	People – 1 year Subscription	108.68
35045	Pitney Bowes – Qtrly Rental Fee	326.69
35046	Quill Corporation – Office Supplies	81.96
35047	Rediger Chevrolet – Veh Maint for ’98	29.87
35048	Edna Riedl – Mlg to Gretna for training	37.51
35049	Roxanne Roth – Clean City Offices, Fire Hall, Library	225.00
35050	Milford Flowers & Gifts – Plant Barrel	26.50
35051	Special Occasions – Webermeier Bouquets	115.00
35052	The Backup Training Corp – Training CD’s	13.90
35053	Union Bank – Gary TeSelle Account	300.00
35054	Uniservice Inc – Pants & Rags	105.94
35055	Upstart – Summer Reading Program Supplies	77.87
35056	Wal Mart – Office/Cleaning Supplies, Dog Food, Etc	134.11
35057	Williams Tree Farm – 3 Hours to Move Trees	150.00
35058	Friend Motor Co – Water & Sewer Deposit Refund	50.00
35059	Merles Garden Center – “B” St Median	2519.85
35060	Michael Wemhoff – Water Overpayment	21.52
35061	A.S.A. – State Fee 10’s Purple	125.00
35062	Am. S-Ball Assoc – State Fee 12’s Purple	125.00
35063	Am. Softball Assoc – State Fee 14’s Purple	125.00
35064	Amateur Softball Assoc – State Fee 14’s Ex	125.00
35065	Am. Softball Association – State Fee 16’s	125.00
35066	Amateur Softball Association – State Fee 18’s	125.00
35067	Ameritas Life Insurance Corp – Retirement	1238.49

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Planning & Zoning minutes for May 9, 2002 and May 28, 2002; Police Dept. Activity Report for May 2002; Recreation Board minutes for May 8, 2002. Cooper – Regarding the problem with the discharge tube at Park Ave. & “A” St. Mark Frey has been in contact with

Dorchester Coop and they have hired Stutzman Digging to remove some of the debris to try and locate the end of the tubing. A bid was received from Stutzman Concrete in the amount of \$1,150.00 for the alley approach project behind the Dairy Queen. Cooper stated that they were going to proceed with the project. Burroughs - The new floor in the bath-house has been installed but, it is extremely slick. The floor company will be coming back out to fix the problem. A lifeguard will be added to the staff to help with scheduling. This individual comes with high recommendations and is also licensed as a Pool Operator. Mayor Plessel noted - no need for a special meeting to hire this individual as the manager has hired substitute guards in the past.

COMMUNICATIONS: *Sales tax received for the month of March 2002 was \$7,282.21. *N.P.P.D. First Quarter Lease Agreement payment was received in the amount of \$29,233.71.

UNFINISHED BUSINESS:

Alltel, Wireless Communication Antenna/Contract: Attorney Blevens had reviewed the contract and noted to the Council a concern with the automatic renewal clause and the length of time that Alltel could extend the contract (20 years). Fortune recommended that Blevens communicate with the Alltel Representative to negotiate different terms.

Sewer Back-up, Willis Heyen: Mr. Heyen informed the Council that his rental property at 119 S. Elm St. experienced a sewer backup on March 9, 2002. He submitted a statement showing on Febr. 15, 2002 a new furnace motor was installed. After the sewer backed up into the unfinished basement, the motor was ruined and he had to replace it again just 3 weeks later. The claim was submitted to the City's insurance and was denied. The City has published notice to inform the public not to dump grease or non-flushable items down the sewer. The denied response from the insurance company was due to excessive grease placed in the line. Gary TeSelle with the maintenance dept. described the blockage from baby wipes and feminine napkins caught-up on hairline roots. This line has never had any problems and had never been treated. Fortune suggested resubmitting the claim due to the fact that roots were involved and not the grease as was stated in the letter. If the insurance company denies the claim again the Council will hold further discussion.

NEW BUSINESS:

Private Well within City limits – Justyn Peterson: Justyn Peterson submitted an application to dig a private well at 742 1st Street, Milford. He stated the use for yard and garden watering. Neal questioned why the City would allow someone to have a private well when the City is spending approximately \$600,000 to build a new water system. Some of the revenue needed to support this project comes from local users. Mr. Peterson stated he

has a ¾” service line and pressure might drop when watering outside. He is not aware of any town that will not allow drilling of a private well. Fortune noted since the City does not have an ordinance in place, which will not allow private wells he made a motion seconded by Burroughs to approve the private well permit submitted by Justyn Peterson. Roll call vote: Fortune yes, Burroughs yes, Cooper yes, Neal no. Motion carried.

Band in Uptown City Park – Kevin Beranek: The Youth Group from the Assembly of God Church would like to have a “Revival” to “Reach Out” to area kids to share the word of God. Their plans are to have a band and also skits performed by the youth. They would like to have the event around July 26th from 12:00 Noon to 8:00 pm. Possibly 300 to 500 youth could be in attendance. Kevin noted that the South Park might be a better place for it due to space availability. Fortune noted his concern with parking. It was suggested to check the ball schedules and host the event out at Welch Park. Electricity was questioned and will be looked into. Neal suggested a Certificate of Insurance provided by the Church be presented to the City for any liability coverage for the day’s event. The Council granted permission for the event to be held out at the Welch Park.

Pole Buildings: Fortune was sure that an ordinance was in place regarding this issue. Hoggins was asked to research the matter further. Council would like Roger Kness present at the next meeting to discuss this issue.

Sidewalks - New developments: The question of sidewalks was brought to the attention of the Planning & Zoning due to a new home being constructed at the corner of Oak Ave. and Oak Circle West. The present home of Scott Burroughs (318 N. Welch Park Rd.) does not have sidewalks on the north side of his property and the new property owner of 101 Oak Circle West is questioning whether he needs sidewalks on the north side. The Council stated sidewalks would continue with all new developments. Burroughs questioned how far west he should extend his sidewalk as it would dead end in his front yard at this point?

Approve Payments – Flood Mitigation, Kirkham Michael: A motion was made by Cooper and seconded by Burroughs to approve payment of invoice #50333 in the amount of \$3,674.00 as a final payment for the Flood Mitigation Study. Roll call vote: Cooper yes, Burroughs yes, Fortune yes, Neal yes. Motion carried.

Water System Modeling, Olsson Associates: A motion was made by Fortune and seconded by Neal to approve payment of invoice #52873 in the amount of \$1,663.00 for preliminary report. Roll call vote: Fortune yes, Neal yes, Cooper yes, Burroughs yes. Motion carried.

New Water Storage Tank (2): A motion was made by Fortune and seconded by Burroughs to approve the payment of invoice #52879 in the

amount of \$1,010.24 for employee labor. Roll call vote: Fortune yes, Burroughs yes, Cooper yes, Neal yes. Motion carried.

A motion was made by Fortune and seconded by Cooper to approve the payment of invoice #52880 in the amount of \$5,031.40. Roll call vote: Fortune yes, Cooper yes, Burroughs yes, Neal yes. Motion carried.

Minor Subdivision – F. Dale Hostetler: Aaron Nelson is interested in buying 3 acres to place a home on. Survey Record was provided to the City Council. A motion was made by Burroughs and seconded by Fortune to approve the minor subdivision application submitted by F. Dale Hostetler. Roll call vote: Burroughs yes, Fortune yes, Cooper yes, Neal yes. Motion carried.

ADJOURNMENT: A motion was made by Fortune and seconded by Burroughs to adjourn the meeting. Roll call vote: Fortune yes, Burroughs yes, Cooper yes, Neal yes. Motion carried and meeting adjourned at 8:35 pm.

City Clerk

Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on June 4, 2002 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

Jeanne Hoggins, City Clerk